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HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, CJ

Writ Petition No. 909 of 1998

PETITIONER : Smt. Ramdulari w/o Chandramani aged about 50 years resident of Village Lailunga, Tahsil Gharghoda, Dist. Raigarh.

VERSUS

RESPONDENTS

1. State of Madhya Pradesh through Secretary, Revenue Department Vallabh Bhawan, Bhopal.
2. The Collector, Raigarh, Dist. Raigarh, M.P.
3. The Sub Divisional Officer (Civil), Gharghoda, Dist. Raigarh, M.P.
4. Dev Pratap Singh s/o Gopal Singh, By Caste Raj Gond, resident of Junadihi, Village Lailunga Tah. Gharghoda, Dist. Raigarh.

Present: Shri P. Diwakar, learned Sr. Advocate with Shri Adil Minhaj, learned counsel for the petitioner.
Shri Sanjay S. Agrawal, learned G.A. for the State/ respondents 1 to 3.
Shri V.R. Tiwari, learned counsel for respondent No.4.

ORAL ORDER
(Passed on 22nd June, 2006)

The points that arise for decision are substantially similar to those that arose for decision in W.P. No.910 of 1998, disposed of by me, by a separate order today, except the details of the land, notice, proceedings etc. In that view of the matter, I dismiss the writ petition with no order as to costs. The 3rd respondent-Sub Divisional Officer is directed to consider the reply already filed by the petitioner, if any, give the parties fair opportunity to submit their respective case and appreciate the evidence

produced by them and pass appropriate order, in accordance with law, at an early date. It is, however, directed that the status-quo that obtains as on today with regard to possession of the subject property shall be maintained till the 3rd respondent disposes of the proceedings. After receipt of a copy of this order, before taking any further step and conducting any hearing, the 3rd respondent shall issue notice of hearing to the parties.

Sd/-
Chief Justice

Stubby